

PTO/SB/21 (09-04)

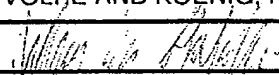
Approved for use through 07/31/2006.

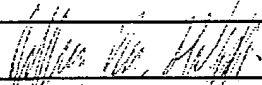
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/068,718	RECEIVED CENTRAL FAX CENTER FEB 14 2005
	Filing Date	February 6, 2002	
	First Named Inventor	David K. Mesecher	
	Art Unit	2637	
	Examiner Name	Temesghen Ghebretinsae	
Total Number of Pages in This Submission	Attorney Docket Number	I-2-0108.3US	

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Continued Examination (RCE) Transmittal
Remarks <div style="text-align: center;">OFFICIAL FACSIMILE</div> 9 PAGES SENT VIA FACSIMILE TO 703-872-9306. PLEASE IMMEDIATELY DELIVER TO EXAMINER TEMESGHEN GHEBRETINSAE, GROUP ART UNIT 2637.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	VOLPE AND KOENIG, P.C.	
Signature		
Printed name	Jeffrey M. Glabicki	
Date	February 14, 2005	Reg. No. 42,584

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being sent Via Facsimile (703-872-9306) addressed to: Examiner Temesghen Ghebretinsae, Group Art Unit 2637 on the date shown below:		
Signature		
Typed or printed name	Jeffrey M. Glabicki	Date February 14, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

David K. Mesecher

Application No.: 10/068,718

Confirmation No.: 9798

Filed: February 6, 2002

For: BASE STATION FOR USE IN A CDMA
COMMUNICATION SYSTEM USING AN
ANTENNA ARRAY

Group: 2637

Examiner: Temesghen Ghebretinsae

Our File: I-2-0108.3US

Date: February 14, 2005

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REPLY PURSUANT TO 37 C.F.R. §1.114

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Sir:

This Reply is being timely filed in response to the Office Action dated September 15, 2004. A Request for Continued Examination (RCE) is filed concurrently herewith.

Please amend the application without prejudice or disclaimer as follows: